

# 106<sup>th</sup> TN General Assembly

## Second Regular Session



**Friday, June 4, 2010**

Senate – 91<sup>st</sup> Legislative Day      House – 89<sup>th</sup> Legislative Day

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### SENATE

#### BILLS / RESOLUTIONS

- SR 0233** by \*Yager  
Memorials, Personal Occasion - Everett Leroy "Eric" Erickson, 100th birthday -
- SR 0234** by \*Herron  
Naming and Designating - "Don Spain Media Gallery," press area in LP 12 -
- SR 0235** by \*Crowe  
Memorials, Public Service - Representative Jason Mumpower -
- SJR 1301** by \*Crowe  
Memorials, Death - Margaret Gasteiger -
- SJR 1302** by \*Berke  
Memorials, Sports - Zan Guerry, ITA Collegiate Tennis Hall of Fame -
- SJR 1303** by \*Finney L, Herron  
Memorials, Retirement - Amy Mangum Finney -
- SJR 1304** by \*Finney L  
Memorials, Recognition - Greater Vision -
- SJR 1305** by \*Finney L  
Memorials, Public Service - Betty Poteet, Democratic Party Chairwoman for Gibson County -
- SJR 1306** by \*Overbey  
Memorials, Recognition - Tennessee District Attorneys General Conference, 50th anniversary -

#### THIRD CONSIDERATION

##### Consent Calendar:

SJR's 1278, 1281, 1285, 1286, 1287, 1288, 1289, 1296, 1300 – ADOPTED 32-0.  
SR 232 – ADOPTED 32-0.  
HJR's 1371, 1372, 1373, 1377, 1378, 1379, 1380, 1381, 1383 – CONCURRED 32-0.  
HJR's 1384, 1385, 1386, 1387, 1388, 1389, 1390, 1391, 1392, 1393 – CONCURRED 32-0.

##### Consent #2:

SJR's 1301, 1303, 1304, 1305 – ADOPTED 30-0.

##### Local Bill Calendar:

SB 3957 – s/c HB 3995 – PASSED 31-0.

(Senate Third Considerations cont.)

Regular Calendar:

SB 3271 – s/c HB 3939 – Amd. #1 ad. – PASSED AS AMENDED 30-0.  
SB 3354 – s/c HB 2645 – PASSED 31-0.  
SB 3427 – Amds. #1, 2, 3 ad. – PASSED AS AMENDED 28-0.  
SB 3480 – s/c HB 3631 – PASSED 17-9-1.  
SB 3502 – PASSED 27-0.  
SB 3551 – Amd. #1 ad. – PASSED AS AMENDED 28-0.  
SB 3650 – RE-REF to Calendar.  
SB 3665 – s/c HB 3739 – PASSED 30-0.  
SB 3667 – s/c HB 3736 – Amd. #2 ad. – PASSED AS AMENDED 30-0.  
SB 3668 – s/c HB 3735 – PASSED 29-0.  
SB 3673 – s/c HB 3740 – PASSED 31-0.  
SB 3847 – Amd. #2 ad. – PASSED AS AMENDED 31-0.  
SB 2474 – RE-REF to Calendar.  
SB 3875 – s/c HB 3794 – PASSED 30-0.  
HJR 472 – CONCURRED 31-0.  
HJR 917 – CONCURRED 31-0.  
SB 2725 – RE-REF to Calendar.  
SB 3100 – s/c HB 3142 – PASSED 27-0.  
SB 2407 – s/c HB 2474 – Amd. #2 ad. – PASSED AS AMENDED 31-0.  
SB 942 – s/c HB 782 – Amd. #1 ad. – PASSED AS AMENDED 31-0.  
SB 2392 – s/c HB 2693 – PASSED 28-1.  
SB 2498 – Amd. #1 ad. – PASSED AS AMENDED 30-1.  
SB 2650 – RE-SET to 6/5/10.  
SB 2724 – Amd. #1 ad. – PASSED AS AMENDED 31-0.  
SB 2768 – s/c HB 2644 – PASSED 30-0.  
SB 2775 – Amd. #1 ad. – PASSED AS AMENDED 30-0.  
SB 2789 – s/c HB 3499 – PASSED 31-0.  
SB 2882 – Amd. #1 ad. – PASSED AS AMENDED 29-0.  
SB 2899 – s/c HB 3479 – Amds. #1, 2 ad. – PASSED AS AMENDED 30-0.  
SB 3097 – s/c HB 3176 – PASSED 32-0.  
SB 3101 – s/c HB 3114 – PASSED 29-4.  
SB 3194 – RE-SET to 6/5/10.  
SB 3350 – s/c HB 2978 – Amd. #3 ad. – PASSED AS AMENDED 31-0.  
SB 3495 – RE-SET to 6/5/10.  
HJR 992 – CONCURRED 26-0.  
SB 131 – Amds. #8, 9 ad. – PASSED AS AMENDED 22-7.  
SB 673 – RE-SET to last calendar.  
SB 2424 – RE-SET to 6/5/10.  
SB 2621 – Amds. #1, 2, 3 ad. – PASSED AS AMENDED 27-0.  
SB 2810 – RE-SET to last calendar.  
SB 3121 – s/c HB 3282 – Amds. #3, 4 ad. – PASSED AS AMENDED 25-0.  
SB's 3215, 3621 – RE-SET to 6/5/10.  
SB 3626 – HELD on desk.  
HB 381 – FAILED 16-9.  
HB 3149 – PASSED 28-0.  
HJR 1253 – CONCURRED 17-7.

Regular Calendar #2:

SB's 1997, 2409, 2839, 3219, 3619, 3729 – RE-SET to 6/5/10.

## **OTHER ACTION**

SR 233 – s/r ADOPTED v.v.  
SJR 1294 – s/r ADOPTED v.v.  
SJR 1295 – s/r ADOPTED v.v.  
SJR 1302 – s/r ADOPTED v.v.  
HJR 1251 – Recalled from Governor.

## **COMMITTEE REPORTS**

FINANCE, WAYS & MEANS – SHR #12 –  
Rec. for pass., ref to Calendar – SB 2409.  
Rec. for pass. if am., ref to Calendar – SB's 3729, 2839, 3219, 3619, 1997  
Ref. to Gen. Sub. – SB's 197, 1721, 2406, 2639, 2787, 2946, 3027, 3098, 3213, 3318, 3396, 3465, 3630, 3675, 3699, 3887, 3915  
Action def. – SB's 3135, 2655

**SENATE CONVENES AT 10:00 A.M., SATURDAY, JUNE 5, 2010**

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## **H O U S E**

### **BILLS / RESOLUTIONS**

Received from Senate, held on House desk – SB's 2523, 2854, 2856, 3218.

- HR 0441** by \*Bell, Maggart, Lynn, Swafford, Hill, Halford, Montgomery, White, Haynes, McCormick, Marsh, McDaniel, McCord, Harrison, Watson, Ramsey, Ford, Jones U, Naifeh, Litz, Yokley, Tidwell, Shipley, Barker, Maddox, Hawk, Winningham, Harwell, Armstrong, Tindell, Casada, Mumpower, Favors, Hensley, Rich, Campfield, Dennis, Cobb T, Pitts, Bone, Shaw, Moore, Hardaway, Stewart, Coleman, Gilmore, Pruitt, Matheny, Lollar, Eldridge, McManus, Richardson, Kernell, Camper, Turner J, Dean, Johnson P, Niceley, Johnson C, Brooks K, Weaver, Lundberg, Matlock, Evans, Carr, Faulkner, Harmon, Floyd, Cobb J, Todd, Cooper B, Borchert, Fraley, Fincher, Sontany, Turner M, Ferguson, Fitzhugh, Bass, Odom, McDonald, Sargent, Towns, Jones S  
Memorials, Public Service - Legislative Nurse Diane Hall -
- HR 0442** by \*Cooper B, Hardaway, Jones U, Camper, Turner J, DeBerry L, Kernell, Lollar, McManus, Eldridge, Richardson  
Memorials, Recognition - Citizens of Memphis who took part in National Bike Month and Bike to Work Day -
- HR 0443** by \*Fincher  
Memorials, Sports - Tennessee Technological University baseball team -
- HR 0444** by \*Turner J  
Memorials, Recognition - Jeff & Jolly Drive Neighborhood -

(House Resolutions cont.)

**HR 0445 by \*Pitts, Johnson C, Johnson P**

Memorials, Personal Achievement - Richard Henderson, 2010 Tennessee American Legion Boys State Governor -

**HR 0446 by \*Lollar, Cooper B**

Memorials, Recognition - Larry Silvey -

**HR 0447 by \*Eldridge**

Memorials, Recognition - Lawrence Madlock, M.D. -

**HR 0448 by \*Eldridge**

Memorials, Recognition - Lora Ann Cypress Kirk -

**HR 0449 by \*McCormick**

Memorials, Retirement - Tom Griscom -

**HJR 1395 by \*Naifeh**

Memorials, Academic Achievement - Amanda Durham -

**HJR 1396 by \*Dennis**

Memorials, Academic Achievement - Emily Pitts, Valedictorian, McNairy Central High School -

**HJR 1397 by \*Evans**

Memorials, Recognition - Bethel Baptist Church, 125th anniversary -

**HJR 1398 by \*Casada, Evans, Dennis, Rich**

Memorials, Public Service - Representative Jason Mumpower -

**HJR 1399 by \*Naifeh**

Memorials, Academic Achievement - Amanda Durham -

**HJR 1400 by \*Evans**

Memorials, Recognition - First Baptist Church of Greenbrier, 125th anniversary -

**HJR 1401 by \*Evans**

Memorials, Death - Roy Hulsey -

**HJR 1402 by \*Coleman**

Memorials, Public Service - James W. Kirby, Executive Director, District Attorneys General Conference -

### **THIRD CONSIDERATION**

#### **Consent Calendar:**

HJR 1394 – RE-SET to 6/5/10.

#### **Regular Calendar:**

HB 3619 – HELD on desk.

HJR 798 – ADOPTED 73-15-3.

HB 830 – s/c SB 852 – PASSED 92-0.

HB 3114 – Amds. #1, 2 ad. – PASSED AS AMENDED 94-0.

HB 1302 – s/c SB 1751 – PASSED 94-0.

HR 383 – ADOPTED 85-6-2.

HR 397 – ADOPTED 92-0.

HB 2474 – Amd. #2 ad. – PASSED AS AMENDED 94-0.

HB 183 – Amd. #2 ad. – PASSED AS AMENDED 94-0.

HB 2927 – s/c SB 3049 – Amd. #2 ad. – PASSED AS AMENDED 79-13-2.

HB 2044 – Amds. #1, 2, 3 ad. – PASSED AS AMENDED 63-27-2.

HB 3216 – s/c SB 2835 – PASSED 93-0.

HB 3142 – Amd. #3 ad. – PASSED AS AMENDED 88-0.

HB 2822 – Amd. #2 ad. – PASSED AS AMENDED 94-0.

HB 3163 – s/c SB 3591 – PASSED 87-7.

HB 3169 – Amds. #1, 2 ad. – PASSED AS AMENDED 90-0-1.

HB 1244 – s/c SB 900 – Amds. #1, 2 ad. – PASSED AS AMENDED 92-0.

HB 3659 – s/c SB 3428 – Amd. #2 ad. – PASSED AS AMENDED 90-0.

HB 2865 – s/c SB 3513 – PASSED 89-3.

HB 3479 – s/c SB 2899 – PASSED 93-0.

HB 3413 – s/c SB 3268 – Amd. #4 ad. – RE-SET to 6/8/10.

(House Third Considerations – Regular Calendar cont.)

HB 3634 – s/c SB 3551 – PASSED 93-0.

HB 2750 – s/c SB 2684 – PASSED 90-1.

HB 2411 – Amd. #2 ad. – FAILED 39-47-7 – RE-REF to C&R.

HB 966 – Amd. #1 ad. – PASSED AS AMENDED 94-0.

HB 2622 – RE-SET to 6/8/10.

HB 3474 – Amd. #1 ad. – PASSED AS AMENDED 94-0.

Before Budget Calendar:

HB 2556 – s/c SB 2616 – Amd. #2 ad. – PASSED AS AMENDED 85-6.

Special Budget Calendar:

HB 3925 – s/c SB 3916 – PASSED 92-1.

HB 3926 – s/c SB 3917 – PASSED 82-10.

HB 3928 – s/c SB 3919 – PASSED 94-0.

Message Calendar:

HB 209 – S Amd. #1 NON-CONCURRED.

HB 270 – H refused to recede from non-concurrence of S Amd. #2, 3, 8, 10 – conference committee appointed: Reps. Watson, Moore, Tindell.

SB 440 – Tabling motion lifted; reconsidered passage; H Amd. #3 reconsidered/withdrawn; H Amd. #4 ad. – PASSED AS AMENDED 69-23.

HB 670 – S Amds. #6, 10, 11, 14, 2, 3, 4, 5, 9, 12, 13, 23, 28, 29, 32 NON-CONCURRED; S Amds. #24, 25, 30 CONCURRED 84-3.

HB 919 – S Amd. #3 CONCURRED 93-0.

HB 1196 – S Amd. #2 FAILED to concur 38-48-1.

HJR 1207 – S Amd. #1 CONCURRED 93-0.

HB 1338 – S Amd. #1 CONCURRED 94-0.

HB 2052 – S Amd. #1 CONCURRED 91-0-3.

HB 2187 – S Amd. #3 NON-CONCURRED.

SB 2418 – Conference Committee appointed: Resp. Lynn, Odom, Haynes.

HB 2452 – HELD on desk.

HB 2454 – S Amds. #1, 2 NON-CONCURRED.

HB 2462 – RE-SET to next calendar.

HB 2471 – H refused to recede from non-concurrence S Amd. #1; Conference Committee appointed: Reps. Lynn, Armstrong, Haynes.

HB 2510 – S Amds. #2, 3, 4, 5, 6, 8, 9 NON-CONCURRED; S Amd. #12 CONCURRED 85-7-1.

HB 2592 – RE-SET to next calendar.

HB 2594 – RE-SET to next calendar.

HB 2598 – S Amds. #1, 3 NON-CONCURRED.

HB 2600 – S Amd. #2 NON-CONCURRED.

HB 2602 – H refused to recede from non-concurrence S Amds. #1, 2; Conference Committee appointed: Reps: Lynn, Odom, Haynes.

HB 2605 – H refused to recede from non-concurrence S Amd. #2; Conference Committee appointed: Reps. Lynn, Odom, Haynes.

HB 2606 – H refused to recede from non-concurrence S Amd. #2; Conference Committee appointed: Reps: Lynn, Armstrong, Haynes.

HB 2610 – H refused to recede from non-concurrence S Amds. #1, 2; Conference Committee appointed: Resp. Lynn, Armstrong, Haynes.

HB 2611 – S Amd. #2 NON-CONCURRED.

HB 2613 – S Amd. #2 NON-CONCURRED.

HB 2614 – S Amds. #2, 3 NON-CONCURRED.

HB 2618 – H refused to recede from non-concurrence S Amds. #1, 2; conference Committee appointed: Reps. Lynn, Gilmore, Swafford.

HB 2781 – S Amd. #2 NON-CONCURRED.

HB 2813 – S Amd. #6 CONCURRED 87-0-1.

(House Message Calendar cont.)

SB 3034 – Conference Committee Report – ADOPTED 62-24.

HB 3136 – H refused to recede from non-concurrence S Amd. #3; Conference Committee appointed: Reps. Bone, Litz, Nicely.

HB 3182 – RE-SET to 6/8/10.

HB 3291 – Conference Committee Report ADOPTED 92-0.

HB 3351 – S Amd. #2 CONCURRED 92-0.

SB 3602 – Conference Committee Report ADOPTED 89-2.

HB 3608 – S Amd. #1 CONCURRED 84-5.

HB 3923 – S Amd. #3 CONCURRED 70-18-1.

#### **OTHER ACTION**

SB 3012 – Governors veto OVER-RIDDEN 61-30.

**HOUSE CONVENES AT 1:00 P.M., TUESDAY, JUNE 8, 2010**